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I hereby certify that this paper is being facsimile transmitted to the Patent Office at 703-872-8310 on the date below:

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

David Becker et al.

Serial No.: 09/923,058

Filed: August 6, 2001

For: METHODS FOR ENHANCING SILICON

DIOXIDE TO SILICON NITRIDE SELECTIVITY (AS PREVIOUSLY

AMENDED)

Group Art Unit: 1763

Examiner: George A. Goudreau

Atty. Dkt. No.: MCRO284--2

TERMINAL DISCLAIMER

Commissioner for Patents P.O. Box 1450 Alexandria VA, 22313-1450

Pursuant to Rule 3.73(b) and Rule 1.321, I, Richard C. Auchterlonie, represent that I am an authorized attorney of record for the above-referenced application by virtue of an Election Under 37 C.F.R. 3.71 and 3.73 and Power of Attorney by the Assignee, and I am authorized to act on behalf of the assignee. The Assignee of record for the above-referenced application is Micron Technology, Inc. as evidenced by the assignments recorded Reel/Frame 6156/0327 and 6780/0996, who owns a 100% interest in the above-referenced application.

The owner, Micron Technology, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 6,287,978. The owner hereby agrees that any patent so granted on Ser. 09/923,058

the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior Patent No. 6,287,978, as presently shortened by any terminal disclaimer, in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

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The owner, <u>Micron Technology</u>, <u>Inc.</u>, of <u>100</u> percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full

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statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5.880,036. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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The owner, Micron Technology, Inc., of 100 percent interest in the instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 5.286,344. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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Please charge the Terminal Disclaimer Fee to Howrey Simon Arnold & White Deposit Account No. 01-2508, Order No. 11762.0284.CNUS01.

Respectfully submitted,

Richard C. Auchterlonie

Patent Attorney of Record for Assignee

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Date: 15 aug. 2003

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